

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4450-04
Bill No.: SCS for HCS for HB 1433
Subject: Attorneys; Children and Minors; Children's Division; Family Law; Guardians;
Social Services Department; Education, Elementary and Secondary
Type: Original
Date: April 27, 2016

Bill Summary: This proposal establishes the Supporting and Strengthening Families Act relating to guardianships.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Criminal Records	Unknown	Unknown	Unknown
Total Estimated Net Effect on <u>Other</u> State Funds	Unknown	Unknown	Unknown

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety (DPS), Missouri State Highway Patrol (MHP)** state subsection 6 of section 475.602 requires a community service program that offers support services for families in crisis under this section to ensure that a fingerprint-based background check, a sex offender registry check and a child abuse and neglect registry check is completed for the attorney-in-fact and any adult members of his or her household prior to the placement of the child. Community service programs offering support services for families in crisis would be eligible to apply to the Missouri Volunteers and Employees Criminal History Service to obtain the state and federal fingerprint-based criminal background check. A check of the sex offender registry is included with a fingerprint-based background check through the central repository.

The Criminal Justice Information Services Division (CJIS) is unable to determine the expected number of fingerprint-based background checks to be completed on attorney-in-facts or any adult member of the household prior to the placement of the child. However, the cost for a fingerprint-based background check, to include state and federal open and closed records, is as follows:

State fee: \$20.00

FBI fee: \$14.75

Applicant fingerprinting vendor fee: \$8.30

Total fee per applicant: \$43.05

Of these amounts, the state retains the \$20 state fee and \$2 of the federal charge of \$14.75 for a pass thru fee. The \$8.30 charge is paid directly to the vendor at the time of application.

Oversight will present an Unknown positive fiscal impact to the Criminal Records Fund. All costs and revenues are unknown. Due to the state fee of \$20 plus a \$2 pass through fee kept by the state from the FBI fee, state revenues will exceed anticipated costs.

Officials from the **Department of Elementary and Secondary Education**, the **Department of Health and Senior Services**, the **Department of Social Services**, **Children's Division** and the **Division of Legal Services** and the **Office of State Courts Administrator** each assume the proposal would not fiscally impact their respective agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
CRIMINAL RECORDS FUND			
<u>Income</u> - DPS, MHP (§475.602)			
Background check fees	Unknown	Unknown	Unknown
<u>Costs</u> - DPS, MHP (§475.602)			
Background check costs	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT ON THE CRIMINAL RECORDS FUND	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2017 (10 Mo.)	 FY 2018	 FY 2019
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

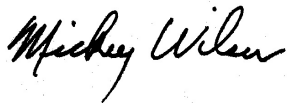
FISCAL DESCRIPTION

Section 475.602 requires a community service program that offers support services for families in crisis under this section to ensure that a fingerprint-based background check, a sex offender registry check and a child abuse and neglect registry check is completed for the attorney-in-fact and any adult members of his or her household prior to the placement of the child.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Department of Health and Senior Services
Department of Public Safety -
 Missouri State Highway Patrol
Department of Social Services -
 Children's Division
 Division of Legal Services
Office of State Courts Administrator



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April 27, 2016

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April 27, 2016